

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
(Alexandria Division)**

DAVID GRAHAM GOODMAN,

Plaintiff,

v.

KENNETH W. STOLLE, ET AL.,

Defendants.

Civil Action No. 1:13-cv-540

[PROPOSED] ORDER

This matter comes before the Court on Plaintiff's Motion For Sanctions Pursuant To Rule 37(e). Upon consideration of the Motion, it is hereby:

ORDERED that Plaintiff's Motion For Sanctions Pursuant To Rule 37(e) is GRANTED; and it is further

ORDERED that the jury will be instructed that they [may]/[must] presume the spoliated video evidence would have been unfavorable to Defendants; and it is further

ORDERED that Defendants pay Plaintiff's attorneys' fees, costs, and expenses incurred in litigating Defendants' spoliation.

SO ORDERED this ____ day of November, 2021.

Alexandria, Virginia

The Honorable Ivan D. Davis
United States Magistrate Judge